# THE SALT LAKE HERA

WEATHER TODAY.

Forecast for Salt Lake.

ESTABLISHED JUNE 6, 1870

SALT LAKE CITY, UTAH: SATURDAY, JUNE 7, 1902

PRICE FIVE CENTS.

## COWMAN KILLS SHEEPMAN BECAUSE OF RANGE TROUBLES

Tom Dilley Shoots Steve Chipman and Wounds a Mexican Sheepherder Near Sunnyside.

chipman's Sheep Were on Land Owned by Dilley's Company - Dilley at Midnight Gives Himself Up to an Officer.

(Special to The Herald.)

& Cattle company, with ranges in the castern portion of Carbon county and the upper end of Emery county, this afternoon shot and the steve Chipman, a sheep raiser and breeder well known throughout sly wounded Arthur McClure, a Mexican herder, in the

fficulty occurred at the head of Whitmore canyon, about 3 The point of the killing is somewhere near the watershed that the range of Castle Valley from the Nine-Mile country, and is e Sunnyside coal camp. etails of the tragedy are meager, but from what could be gotten

sheepherder, it appears the trouble arose over Chipman's sheep azed on lands owned or leased by the cattle company. Mexican rode into Sunnyside after Chipman was killed, had his essed by Dr. A. W. Dowd, the coal company surgeon, and when aph office closed at Sunnyside tonight was still in the care of of danger,

BODY LEFT OUT ON PRAIRIE. mains of Chipman were left at the scene of the killing until an be held, which may be tonight, but more likely not until ome time. The justice of Sunnyside precinct resigned his which would be Sunnyside or Price, as was the case when Peter which would be Sunnyside or Price, as was the case when Peter is was killed in Nine-Mile a few months since.

man's relatives, who reside at American Fork, have been notified expected to come down to Price tonight and take the train here

morning for Sunnyside. Chipman has a relative, an uncle, James on, former state treasurer, now president of the Utah National of Salt Lake City. He was recently divorced from his wife, a woman, whom he married at American Fork. Alimony in a small was allowed the wife; also a small sum for the support of their Chipman owned and was grazing about 10,000 head of sheep in this and is reputed to have been rich. Just before going into divorce dings a mortgage was given on the sheep for over half their value, is generally believed to have been for the purpose of hiding his

caith in order that the wife might not get too much.
Hey comes from the south, has many friends here and is connected
usiness way with some of the best business men of the state. He ttle on the range in eastern Utah when the Patmus-Head company ganized by Dr. A. W. Dowd of Sunnyside, Robert Forrester of the t Valley Coal company and John J. Judson, the wholesale drug-Salt Lake City. He put his interests in the company and for some time has been the manager of a most prosperous business. DILLEY A WELL KNOWN CHARACTER.

n the days of much talk about the Robbers' Roosters, Dilley had the About the same time he was accused of comin the killing of Sheriff Tyler and his deputy, Jenkins, but he came I gave himself up and utterly disproved the accusations. He has good life hereabouts and has the confidence of the business men others here in Price, where, perhaps, he is best known. He and nan had words here a few weeks ago, when they met, but this was used to have been all over with. The reports which came to town bay that the men quarreled over the ownership of a dog, and that this suited in the killing, is entirely without foundation.

Dilley rode through town after the killing and bought an ample supply of ammunition at the company store at Sunnyside. He went towards his ranch at Big Springs, and his friends believe he will come there and give himself up to the authorities. If he has made up his mind to hit the trail he will be a hard man to take. He knows every cow

b in the four or five surrounding states,
Sheriff Wilcox, who lives at Castle Gate, came here this evening and

hirds the distance from here to Sunryside. An inquest cannot be held over Chipman's remains until the county allorney arrives at Sunnyside at noon. After that official's arrival it will ake him two hours to get to the scene of the tragedy. Owing to no justice being available at Sunnyside, the time of the inquest is problemrefuses to go, those at Helper and Minnic Maud cannot be reached, and + an answer from Justice Lamph at Castle Gate has not been had at mid-

At I o'clock this morning the body of Chipman was brought down to Sumarside by a brother. John Chipman, after laying out in the sun all + afternoon. The brother insists that the inquest be held at Sunnyside. If + a justice does not get there by tomorrow's train, the body of necessity +

Dilley at midnight rode into Sunnyside and gave himself up to Con-

### Heavy Crop Losses.

three hours. In Cortland, Princeton and Pickerell basements of dwellings and drowned. and stores were flooded, doing great amage. Crops in a great many places above its usual height. ly washed away.

small streams became raging torrents sons on lowlands were comelled to remove to places of safety. The flood reached this city during or forenoon, and has practically cut ion by raflway. All the bottom lands There is eight feet of wa in the Union Pacific roundhouse,

#### STORM IN SOUTH DAKOTA. Wind and Rain Deal Destruction at

Mitchell. storm that has visited this section for ing. years descended on Mitchell early to-A violent windstorm was followed CHILD LOST FOUR by rain that fell in torrents for an hour and the streets were turned into run-

Practically every basement on Main s full of water, doing immense damage to stocks. In many residences the waters stand even with the floor. Seven inches of water fell during the bour. Hundreds of trees were blown flown, and many buildings were more New York this week.

damage done is heavy.

#### TWO DROWNED IN FLOOD. Rains in the Central West Cause High Waters in Salina Accountable For Two Fatalities.

Salina, Kan., June 6.-The high water here has resulted in two drownings. Last night, Jos Bass, a farm hand, at-

### CROPS BADLY DAMAGED.

## Central Iowa Suffers From Too Much

years. Damage was done to highways, a quarter of a mile of track is re- railroad tracks and buildings, as well washed out between this city as to the growing crops. Corn in many PUEBLO VISITED places was washed out. Webster City reports a high wind following the rain. The Baptist church there was struck by lightning and the steeple split from top to bottom. Mitchellville reports that the corn planted on the slopes was Mitchell, S. D., June 6.-The greatest washed away and will require re-plant-

## YEARS RETURNS HOME

Cincinnati, O., June 5 .- Margaret Tay-

### REPORT OF MILES' COURTMARTIAL DENIED

ASHINGTON, June 6 .- Secretary Root today stated that General Miles had not been summoned to Washington. The general, it is said, is now en route from Fort Riley, Kan., to West Point, in reto an invitation to attend the centennial celebration there next

he statement attributed to General Miles in Chicago, to the effect he was called to Washington, was exhibited to every officer of the department who could possibly have handed any order to General and by each and all of them was positively denied. It is stated operson connected with the administration has sent any order to neral Miles from Washington since his departure on his present trip, has the war department communicated with him. The intimation is it any recall such as referred to by General Miles must have come from some of his personal friends or from his family.

Chicago, June 6.-General Miles left for Washington over the Pennsylvania road at 5:30 p. m. He was seen at the Auditorium by the Assoclated Press reporter just before he left, and said:
"I have been misquoted. I did not say that I had been ordered to

ngton. I did not say that I would not attend the exercises at refused to be interviewed.

San Francisco, June 6.—Another city in Central America has suffered almost complete destruction and hundreds of its inhabitants have been killed by volcanic eruptions. The steamer Palena, which arrived today from southern ports, brings the news that the town of Retalbulen, situated at the foot of Mount Tacona in Guatemala, has been buried under a mass of lava, stones and ashes thrown from the volcanic crater, and probably 1,009 of its people have perished.

The volcano is about twenty-five miles from Champanico, and near the town of Tapachulo, which, it is believed, also suffered severely.

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The volcano of Santa Maria is also the palent of the Pacific Coast Steamship company, from the volcanic crater, and probably 1,009 of its people have perished.

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The eruption occurred several days before the Palena arrived at Cham
for miles around. The bay of Cham
tury, showers of lava, ashes and stones stated to have been in a state of eruption.

## VOLGANO WIPES OUT TOWN AND DESTROYS OVER 1.000 PERSONS IN AN UNGUARDED MOMENT MORTENSEN LOOKED BACK Motorman Says He Saw Defendant That Fatal

Night Near, Jimmy Hay's Grave.

Terribly Damaging Testimony Is Given by the Brother-in-law of the Accused Murderer.

N a clear, moonlight night in last | partly in a sack and partly loose.' December, a solitary figure plodded through the snow along a

Yesterday, in a court of justice, he swore unequivocally that the man was Mr. Eichnor introduced the jar giv-

them blighting, disfiguring, terrifying.
But none so terrific as the climax of But none so terrific as the climax of a day of climaxes, yesterday afternoon, when John Allen swore that he saw Peter Mortensen walking toward James Peter Mortensen walking toward James The Company of the Mortensen, "asked Mortensen," said Chief Hill-

Mortensen sat as immovable as stone, without the slightest fremor, without moving a muscle, but those who watched him thought they saw the more until the proper time. perspiration start from his pores and cover the sphinx-like visage.

The jury, the officers and a vast story with rapt attention. It made its impression from the beginning, but that impression was vastly deeper when the witness withstood a sever-technical cross-examination without harming his story in the least degree.
For almost two hours, Attorney C. B. "What was your conversation?" and adroit cross-fire of questions, and would have driven many another witness to desperation. But Allen emerged from the conflict signally victorious.

Hardly second to the street can be said: 'Yes, I can but me the sa

kins, brother of Mrs. Peter Mortensen, the swore that when he asked the defendant if he could show where he had the money and paid it to Hay." got the money to pay Hay, Mortensen

### Mortensen's Appeal to Watkins,

"My accounts are in such shape that it will be necessary for you to say you hand me from \$1,000 to \$1,500."

This witness, too, found \$370 in gold "My br Root Says Governor General's hidden in Mortensen's house after the day of his arrest.

It was shown yesterday that Mortensen, after his arrest, handed his broth er-in-law an unendorsed check for \$258 executed by John M. Cannon, and told him to take it away, then told Chief the secretary of war appears in the re-port submitted today by Chairman Hull realized on this check was part of the

of the house military committee adgold he gave Hay. verse to the resolution of Mr. Bartlett It was shown by Deputy Busby that of Georgia, asking for information as Mortensen owned another shovel be-to the compensation paid General Wood sides the short-handled and differenty shaped shovel he gave to Torgersen with the remark that it was the only

Secretary Root states that Secretary Alger made an allowance to General Brooke out of the revenues of Cuba of It was shown by a resident of Forest "There has been no change since that cinity of the grave at 9:30 on the fatal

time, except that when General Wood's night,

feers expired. I made an order for fur- anxious to tell their damaging stories, Especially was this true of the brothers-in-law, who were almost unwilling between the salary of a major general to tell all they knew against the de and brigadier general, so as to keep his fendant, if this can be judged from the combined compensation received as day of the trial for Mortenser

#### Those Jars of Gold. Detective George A. Sheets was re-

called at the opening of court. He cor-oborated the statement that Morten-Secretary Root says that this has been fully made known to congress in former reports, and neither house has sen claimed to have had three jars full District Attorney Eichnor then seated Secretary Root says in his letter as themselves upon the settee formerly in Mortensen's house, showing it to be barely large enough for two persons, "I should hardly suppose that the house of representatives would wish to and went through the actions of Hay adopt a resolution which implies ig- and Mortensen, according to the norance on its part of the authority of scription of the latte president of the United States unclean cy was paid over scription of the latter, when the monder the law of military occupation, to

Mr. Sheets then testified to the conversation between James Sharp and Mortensen at the latter's house Tuesay. Said the witness: "Mr. Sharp addressed himself to Mor-

tensen and Ernest Romney, and said: You people say my son has run away. I say he has been killed and you peo-R. H. Bradford of State University ple are responsible. He said that, in substance, not less than twenty-five

"Did Mortensen say anything in re-

The witness had a conversation with Mrs. Peter Mortensen the same day, which the defense prevented him from

testifying to. Continuing. Mr. Eichnor asked for the substance of a conversation the witness had with the defendant after is arrest. The defense objected strong- check was dated ahead?" ly and was overruled.

Where He Got Money.

"I asked Mortensen to show where he had got this money," said the detecwhich he had collected sums. He said he had kept the money in the cellar,

At the afternoon session Edwin C. Davies, a police officer, was sworn. At noon on the day following Mortensen's railroad track leading to a lonely spot arrest, the witness had a conversation where a murdered man lay supposedly with the defendant, during which he unburied. On his shoulder he carried a shovel. At the sudden approach of a street car, he turned his face towards it. The motorman in that fatal instant saw and recognized the lone. stant saw and recognized the lone counted the money out to Hay in \$20 pedestrian, gold pieces, and that he had it in jars

en to Davies in evidence, after ren The accused murderer of James R. Hay has been buffeted by crushing waves of testimony for weeks. Each and every day the blows have rained more thickly upon his head, each one a little harder than the last, and all of them blighting disfiguring terrifying.

Hay's obscure grave, carrying a shovel, at twenty minutes after 10 on the night of Dec. 16. All the testimony that had been given against this defendant sunk into comparative insignificance when this witness made his startling and positive identification.

Mortensen Was Unmoved.

"I asked Mortensen," said Chief Histon, "where he got the money with which to pay Hay. He replied that he got \$100 from Move, Morris & Summerhays, \$250 from M. R. Taylor, \$2.100 from John C. Sharp and \$250 from John M. Cannon (total of \$2,700). I was then called from the room for a time. When I returned a little later and asked Mortensen to resume the conversation, he

#### Kept Money in Jars.

Mortensen told the chief the same day, he testified, that he had kept his money in two glass jars.

Charles F. Watkins of Provo, a brother-in-law of Peter Mortensen, was next called. He testified that he called on Mortensen at the city jail soon after

Hardly second to the street car man's are in such shape that it will be necessestimony was that of Charles F. Wat-sary for you to say you loaned me

"What did you say" said I could not do it, my

account was in such shape."
"Then what did he say?" "'Well," he said, 'you and Dick can

'Who did he mean by Dick?" "My brother.

"What did you say?" "I said I would talk to Dick about

Give Watkins a Check. "Did Peter Mortensen ever hand you

"When? The witness was here given a check

"Peter Mortensen handed that check me in the city jail," he said, What did he say?"

'Take this.' "What did you do with it?" "I gave the check to my brother."
Mr. Watkins then stated that he

ept at Mortensen's house Thursday night following the arrest, and told of the finding of \$370 in gold in a small box behind a chimney in the attic next morning. He went to the jail and asked the defendant what he should do with their hesitating manner on the stand. All in all, it was the most trying Ruth (the defendant's wife). "Did you give it to her?"

Richard C. Watkins, also a brother of Mrs. Peter Mortensen, testified to having got the check cashed for his sister. Mortensen endorsed it about a week after his arrest. He also told the story of the finding of the \$370 in Mortensen's house, He was not cross-examined.

#### John M. Cannon Testifies. John M. Cannon next took the stand, and told the story of his transaction

with Mortensen at noon on Dec. 14. He said that Mortensen came to his office and they struck a balance. The "Did you pay him?" I gave him a check for the amount.

Mr. Cannon here identified the check as the same handled by the Watkins

"What is the date of that check?" "Dec. 21, 1901." "It was given Dec. 16?"

"It was." "Mr. Cannon, explain , why that

"Once. He asked Mr. Sharp how he check is dated ahead."

"Mortensen said he had a large settalement to make and would like to get "He said the body would be found in the money that day. I told him I would prefer delaying a few days, as I had no means in the bank, but he preferred to have it then. I told him I could pay it by dating a check a few days ahead

> then wrote the check The defense asked but one question. "Did Mortensen understand that the "He did."

He said that was satisfactory and I

Mortensen's Shovel.

Deputy Sheriff Thomas B. Busby was then called. On Friday, Dec. 20, he tes-"and he named serveral jobs on tified that he found a long-handled (Continued on Page 3.)

### IS IRRIGATION BILL CONSTITUTIONAL?

(Special to The Herald.)

WASHINGTON, June 6.—The fight against the irrigation bill, which is expected to come up in the house Thursday, will be led by Representative Ray of New York, the only member of the irrigation expected to come up in the house Thursday, will be led by Representative Ray of New York, the only member of the irrigation sentative Ray of New York, the only member of the irrigation

signed temporarily to duty at Fort Douglass.

So antiquated is the use of teams + and drivers, the packers say, that + they placed each of their distribut
ing depots in the city near a rail
road switch on some lipe connected + with the Belt system.

But until forced by the strikers to use the railroads, the packers had + not attempted seriously to carry out + their plan

sentative Ray of New York, the only member of the irrigation duty at Fort Douglass.

Pittsburg, Pa., June 6.—The bill of the packers say, that the measure is unconstitutional. Ray's signed temporarily to duty at Fort Douglass.

Pittsburg, Pa., June 6.—The bill of the packers and the packers of the bill. In his argument will be almost entirely on the legal phases of the bill. In his minority report he cites a number of legal phases of the bill. In his argument will be almost entirely on the legal phases of the bill. In his minority report he cites a number of legal phases of the bill. In his extension at the legal phases of the bill. In his minority report he cites a number of legal phases of the bill. In his extension at the legal phases of the bill. In his extension at the legal phases of the bill. In his dephila for \$190.00 for professional the establish the unconstitutionality of the bill. Chairman Tongue of the irrigation committee who contends that the measure is unconstitutional. Ray's argument will be almost entirely on the legal phases of the bill. In his argument will be almost entirely on the legal phases of the bill. In his dephila for \$190.00 for professional the establish the unconstitutionality of the bill. Chairman Tongue of the irrigation the connected the without exception the decisions have no direct bearing a speech to answer fay and will endeavor to the bill. The irrigation to professional the professional the professional the part of the bill. The irrigation the connected the bill argument will be almost entirely on the legal phases of the bill. The irr

## BRACE BOX CAUGHT SNOW WOOD'S SALARYSIS,000

BRITISH SOLDIERS (IN BACKGROUND) DIDN'T WE HELP A LITTLE?"

Salt Lake Business Man Goes Against "Sure Thing" Game in New York and Loses \$16,000; Then He Complains to Police and Has the House Pulled.

Salt Lake, Utah, is the comharges them with deeping him out of it was a brace game. well known western sporting man; James C. Sullivan, a San Francisco Beatrice, Neb., June 6.-A cloudburst tempted to wade through a slough, registered at the Waldorf. He was a were marked with pinholes. The Smoky Hill river here is ten feet Snow made the acquaintance of Masnot open as in the west. One of

(Special to The Herald.)

EW YORK, June 6.—George A. Snow, a wealthy mining man from Salt Lake Itah is the com-000. He spoke of the matter next day plainant against four prisoners arrest- to a New York friend who said he DO DAMAGE or less damaged. Telephone and telegraph lines were badly crippled. The ed at the Waldorf-Astoria tonight. He would investigate. The friend reported \$16,000 at a brace faro game. The pris-oners are the celebrated Bat Masterson. Titus, who placed detectives on the case. They shadowed the prisoners, Found them "steering" wealthy men horseman; J. F. Sanders, a bookmaker from Denver, and Leopold Frank. a Chicago gambler. Two others and a Waldorf, and raided the place and took women were also arrested, but later the layout to headquarters. Examinareleased. Snow came here about a tion showed that the cards had been week ago direct from Salt Lake, and pared down to faciliate stacking and struck the town of Cortland, on the when he was drawn under by the cur- notable figure there in the corridors, son and Sanders were released on ball an officer of the army and as governor Union Pacific late yesterday, doing rent. His body was found in a corn in the wine and ping pong rooms, and furnished by Tom O'Rourke and John of Cuba beings always \$15,000 per annuch damage. A foot of water fell in field.

Was also in the club house crowd at the cuban congress three hours. In Cortland, Princeton This morning L. E. McDowell slipped the races. Apparently he was a milfrom his horse while crossing a creek lionaire. According to the police, who lery as a noted brace dealer. The possal beautiful beautifu Snow made the acquaintance of Masterson and the other men at the Wall in New York two weeks. The people dorf. He began talking of sporting af- in the house knew nothing about the fairs and gambling generally, and de-plored the fact that gambling houses or in the house and never saw Snow. The Utah man refused to be seen, as the prisoners claimed that he knew a he had gone to bed. The police are Water. house where, if properly introduced, afraid he won't appear in the court, Des Moines, Ia., June 6.—Central one could "buck the tiger." Snow preferring to lose the money rather lowa suffered last night from one of the severest rainstorms experienced in the severest rainstorms are severest rainstorms.

## BY DISASTROUS FIRE

Pueblo, Colo., June 6.-Fire, which raged Chicago, June 6.-Unless the Union Crew-Beggs department store, which

ing is \$20,000, and the damage to the building is \$20,000.

The total loss of \$100,000 is fairly well insured. The fire is supposed to have been started by the explosion of a gasoline attachment of one of the machines in the biscult company's extensive candy factory. Chief Bradford had the tendons of one hand severed amid the showers of breaking glass. The building was of breaking glass. The building was that the seventeen members of the Stock pards company and present proof that the seventeen members of the Stock is been shown in the '35 class of the University of Utal. His major stock yards.

The question whether the issue will be solved without resorting to extreme measures will be decided temorrow, when Mr. Bradford is one of the faculty of breaking glass. The building was that the seventeen members of the Stock is a support of the University of Utal. His major stock yards.

Mr. Bradford is one of the University of Utal. Mr. Bradford is one of the faculty of the University of Utal. His major stock yards.

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### TEAMSTERS WON BUT LOST

Packers Will Use Railroads Instead of Wagons to Deliver Meat.

of Wagons to Deliver Meat.

Chicago. June 6.—The packing thouses of Chicago are preparing to introduce more modern methods into their system of meat delivery for city trade. They, will use the railway tlines. During the recent strike of the teamsters, the scheme, it is said, was given a thorough and successful to the war department will issue a commission to Nelson E. Maggetts as lieutenant in the United States army at once, and Lieutenant Margetts will be assigned temporarily to duty at Fort Douglass.

KEARNS GOING ABROAD.

(Special to The Herald.)

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### CHICAGO IS THREATENED WITH ANOTHER STRIKE

all afternoon in the Prudential Insur- Stock Yards company shall agree to reance company's fine new four-story build- instate the seventeen cattle drivers who. ance company's fine new four-story building, burned out the upper two floors and contents and soaked those of the other two. The National Biseuit company, which occupied the larger section of the burners and meat cutters at the packing houses and 700 stock yard employes will houses and 700 stock yard employes will not go to work Monday morning.

New Tork, June 8. Columbia tonight.

New Tork, June 8. Columbia tonight.

Among those given degrees of Doctor of Philosophy is Robert H. Bradford.

"What did Mr. Sharp say in reply?"

"What did Mr. Sharp say in reply?"

B. S., of Salt Lake. He is also honor less than twenty-four hours."

### NELS MARGETTS GETS

Washington, D. C., June 6.—Representative Sutherland was advised today that

### appropriate and expend the revenues of the government of the occupied UTAH MAN WINS HONOR.

to the legal phases of the subject:

Compensation Has Been An-

Washington, June 6.-A letter from the secretary of war appears in the re-

commission as major general of volun-

ther allowance, equal to the difference

total compensation at the same figure,

nounced Before.

while governor general of Cuba.

\$7,500 a year, and continues:

made an objection.

(Special to The Herald.)

Attains a Columbia Degree.

The issue was squarely made at a con- man for essay on "Reactions of Ziersed the other section as a warehouse, ference tonight between Michael Don- vogel Process, and Their Temperate lose \$30,000, and the damage to the build-lose \$30,000, and the damage to the build-

> Donnelly is to meet the officers of the stock yards company and present proof that the seventeen members of the stock Yards Employes' union were discharged because they entered the union.
>
> Affidavits have been prepared at the request of the stock yards officers, who profess to discredit the statement that the men lost their positions for any such cause.
>
> The University of Utah, who is on leave of absence. He was curator of the museum when he took his leave a couple of years ago and also assistant professor of mining engineering, minrealogy and metallurgy. After graduating from the state university in 1895 he took a special course at the University of Chicago and then became a member of the faculty at his alma member of the faculty at his alma

Mr. Bradford is a brother of Princi-pal William Bradford of the Jackson school in this city.

### DOCTOR'S BILL \$190,070.